

06-13-05

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## AMENDMENT TRANSMITTAL LETTER

Docket No.  
20342/0202324-US0Application No.  
09/891,206-Conf. #9337Filing Date  
June 26, 2001Examiner  
J. D. PakArt Unit  
1616

Applicant(s): Nigel Atherton et al.

Invention: TREATMENT OF BONE DISEASES

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
<b>Total Claims</b>	44	- 48 =		x	
<b>Independent Claims</b>	16	- 17 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00

 Large Entity Small Entity No additional fee is required for this amendment. Please charge Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_.  
A duplicate copy of this sheet is enclosed. A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge and credit Deposit Account No. 04-0100 as described below. A duplicate copy of this sheet is enclosed. Credit any overpayment. Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.Shelly FujikawaShelly M. Fujikawa  
Attorney Reg. No.: 56,190Dated: June 9, 2005DARBY & DARBY P.C.  
P.O. Box 5257  
New York, New York 10150-5257  
(212) 527-7783



Application No. (if known): 09/891,206

Attorney Docket No.: 20342/0202324-US0

## Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. EV432859879-US in an envelope addressed to:

Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

on June 9, 2005  
Date

Lillian Garcia  
Signature

Lillian Garcia  
Typed or printed name of person signing Certificate

Registration Number, if applicable

Telephone Number

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Amendment Transmittal (1pg)  
Response To Notice Regarding Drawings And Amendment (5pgs)  
Exhibit 1 (Attached) (4pgs)  
Replacement Drawings (2 sheets -Figs. 1-4)  
Copy Notice Regarding Drawings (2pgs)  
Return Receipt Postcard



JMT



U. S. PATENT & TRADEMARK OFFICE

MAY 23 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

MILLEN, WHITE, ZELANO & BRANIGAN, PC

20342/0202324US0

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMES APPLICANT	ATTORNEY DOCKET NUMBER
09/891,206	06/26/01	Nigel D. Atherton	PHARMA-131

MILLEN, WHITE, ZELANO & BRANIGAN, PC  
2200 CLARENDON BLVD  
SUITE 1400  
ARLINGTON, VA 22201

Examine  
PAK  
Art Unit  
1616

Paper Number

CASE DWAS DPL  
ACTION 7/20/05  
DUE DATE 7/20/05

Date Mailed: 05-20-05

## Notice Regarding Drawings

Corrected drawings for the above-identified application, received in the USPTO on 06/26/01 are still not acceptable for the reason(s) identified on the attached PTO-948. Applicant is given one opportunity to correct the informalities within a two-month time period from the mailing date of this notice. **THIS TIME PERIOD IS NOT EXTENDABLE UNDER EITHER 37 CFR 1.136(a) OR 1.136(b).** Failure to take corrective action within the set period will result in abandonment of the application.

CASE \_\_\_\_\_

ATTACHMENT: PTO-948 Notice of Draftsperson's Patent Review. ACTION \_\_\_\_\_  
DUE DATE \_\_\_\_\_

RETURN CORRECTED DRAWINGS TO:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

(Non-Extendable)  
DUE: July 20, 2005  
Docketed on 6/10/05 by BWL for  
Docketed without file   
Attorney \_\_\_\_\_

ANHDAO DOAN  
703 - 305 - 0333 Ext. 136

BEST AVAILABLE COPY

ANHDAO  
5/23/05

## NOTICE OF DRAFTSPERSON'S PATENT DRAWING REVIEW

The drawing(s) filed (insert date) 6/26/01

A.  approved by the Draftsperson under 37 CFR 1.84 or 1.152.  
B.  objected to by the Draftsperson under 37 CFR 1.84 or 1.152 for the reasons indicated below. Corrected drawings are required.

**1. DRAWINGS.** 37 CFR 1.84(a): Acceptable categories of drawings: Black ink or Color (3 sets required).

Color drawings are not acceptable until petition is granted. Fig(s) \_\_\_\_\_

Pencil and non black ink not permitted. Fig(s) \_\_\_\_\_

One (1) full-tone set is required. Fig(s) \_\_\_\_\_

Photographs may not be mounted. 37 CFR 1.84(e)

Photographs must meet paper size requirements of 37 CFR 1.84(f). Fig(s) \_\_\_\_\_

Poor quality (half-tone). Fig(s) \_\_\_\_\_

**3. TYPE OF PAPER.** 37 CFR 1.84(e)

Paper not flexible, strong, white, and durable. Fig(s) \_\_\_\_\_

Erasures, alterations, overwritings, interlineations, folds, copy machine marks not accepted. Fig(s) \_\_\_\_\_

**4. SIZE OF PAPER.** 37 CFR 1.84(f): Acceptable sizes:

21.0 cm by 29.7 cm (DIN size A4) or

21.6 cm by 27.9 cm (8 1/2x 11 inches)

All drawing sheets not the same size. Sheet(s) \_\_\_\_\_

Drawings sheets not an acceptable size. Fig(s) \_\_\_\_\_

**5. MARGINS.** 37 CFR 1.84(g): Acceptable margins: Top 2.5 cm Left 2.5 cm Right 1.5 cm Bottom 1.0 cm

Margins not acceptable. Fig(s) \_\_\_\_\_

Top (T) \_\_\_\_\_ Left (L) \_\_\_\_\_

Right (R) \_\_\_\_\_ Bottom (B) \_\_\_\_\_

**6. VIEWS.** 37 CFR 1.84(h)

REMINDER: Specification may require revision to correspond to drawing changes, e.g., if Fig. 1 is changed to Fig. 1A, Fig 1B and Fig. 1C, etc., the specification, at the Brief Description of the Drawings, must likewise be changed.

Views not labeled separately or properly. Fig(s) \_\_\_\_\_

**7. SECTIONAL VIEWS.** 37 CFR 1.84(h)(3)

Sectional designation should be noted with Arabic or Roman numbers. Fig(s) \_\_\_\_\_

### COMMENTS:

- Stippled background obj.

Reviewer D D

If you have questions, call (703) 305-8404.

are:

**8. ARRANGEMENT OF VIEWS.** 37 CFR 1.84(i)

Words do not appear on a horizontal, left-to-right fashion when page is either upright or turned so that the top becomes the right side, except for graphs. Fig(s) \_\_\_\_\_

**9. SCALE.** 37 CFR 1.84(k)

Scale not large enough to show mechanism without crowding when drawing is reduced in size to two-thirds in reproduction. Fig(s) \_\_\_\_\_

**10. CHARACTER OF LINES, NUMBERS, & LETTERS.** 37 CFR 1.84(l)

Lines, numbers & letters not uniformly thick and well defined, clean, durable, and black (poor line quality). Fig(s) 1-4

**11. SHADING.** 37 CFR 1.84(m)

Solid black areas pale. Fig(s) \_\_\_\_\_

Solid black shading not permitted. Fig(s) \_\_\_\_\_

**12. NUMBERS, LETTERS, & REFERENCE CHARACTERS.** 37 CFR 1.84(p)

Numbers and reference characters not plain and legible. Fig(s) \_\_\_\_\_

Figure legends are poor. Fig(s) \_\_\_\_\_

Numbers and reference characters not oriented in the same direction as the view. 37 CFR 1.84(p)(1) Fig(s) \_\_\_\_\_

English alphabet not used. 37 CFR 1.84(p)(2) Fig(s) \_\_\_\_\_

Numbers, letters and reference characters must be at least 32 cm (1/8 inch) in height. 37 CFR 1.84(p)(3). Fig(s) \_\_\_\_\_

**13. LEAD LINES.** 37 CFR 1.84(q)

Lead lines missing. Fig(s) \_\_\_\_\_

**14. NUMBERING OF SHEETS OF DRAWINGS.** 37 CFR 1.84(t)

Sheets not numbered consecutively, and in Arabic numbers beginning with number 1. Sheet(s) \_\_\_\_\_

**15. NUMBERING OF VIEWS.** 37 CFR 1.84(u)

Views not numbered consecutively, and in Arabic numerals, beginning with number 1. Fig(s) \_\_\_\_\_

**16. DESIGN DRAWINGS.** 37 CFR 1.152

Surface shading shown not appropriate. Fig(s) \_\_\_\_\_

Solid black surface shading is not permitted except when used to represent the color black as well as color contrast. Fig(s) \_\_\_\_\_

Date 5/20/05

Attachment to Paper No. \_\_\_\_\_